

Exhibit O



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Our File Number 19-1306127

VIA EMAIL ONLY

August 6, 2020

Patricia Ursea
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Office of the City Attorney
200 N. Main Street, 6th Floor
Los Angeles, California 90012

RE: *Garcia v. City of Los Angeles*, Case 2:19-cv-06182-DSF-PLA
Ex Parte Application for Order to Show Cause re: Contempt and Sanctions

Counsel,

Please be advised that Plaintiffs intend to file ex parte an Application for an Order to Show Cause re: Contempt and Sanctions, based on the City's postings on July 30 and August 3, 2020 of notices throughout Los Angeles, in violation of the Court's April 14, 2020 Preliminary Injunction.

Plaintiffs' request for an OSC re: Contempt is based on the following:

- On July 30, 2020, the City of Los Angeles posted Notices of Major Cleaning over a number of city blocks in San Pedro, informing unhoused residents that "Bulky Items are Always Prohibited" and the "City reserves the right to address. . . bulky items . . . at any time and in any location."
- On August 3, 2020, the City of Los Angeles again posted notices over a number of city blocks in South Los Angeles, stating that "storage of Bulky Items in the Public Right-of-Way or Another Public Area is Prohibited" and that failure to remove the item would "subject it to removal by the City."

The posting of these notices specifically violated the provision of the Court's April 13, 2020 order that prevents the City of Los Angeles from "posting signs, notices, or other public information stating that the City will enforce Sections 56.11(3)(i) . . . of the Los Angeles Municipal Code." Dkt. 58 at p. 30.

Other Office Locations:

East Los Angeles Office, 5228 Whittier Blvd., Los Angeles, CA 90022; 213-640-3883
Long Beach Office, 601 Pacific Ave., Long Beach, CA 90802; 562-435-3501
Santa Monica Office, 1640 5th St., Suite 124, Santa Monica, CA 90401; 310-899-6200
Ron Olson Justice Center, 1550 W 8th Street, Los Angeles, CA 90017; 323-801-7989

The City's posting of these notices last Thursday and Monday were preceded by numerous statements by elected officials, indicating the City's intention to remove bulky items from homeless encampments, and in particular, homeless encampments in Special Enforcement and Cleaning Zones around A Bridge Home locations, which is where these notices were posted.

As you know, Plaintiffs specifically reached out to the City of Los Angeles on June 30, 2020 after hearing concerning reports that LA Sanitation workers had stated that the City intended to resume the removal of bulky items. We specifically requested you notify us if the City intended to begin removing bulky items and to meet and confer with us prior to doing so. It was our hope, in doing so, that the parties could avoid further court intervention. The City chose not to do so, choosing instead to violate the Court's order.

We intend to file our application ex parte tomorrow. Such an application is warranted under the circumstances, given the potential for irreparable harm caused by the City's ongoing disregard for the Court's order. An ex parte application is particularly appropriate here, given that the City Council authorized and immediately began conducting comprehensive cleanups throughout the City of Los Angeles, and we understand that these notices were posted in conjunction with those cleanups.

In the interest of preserving judicial resources, we are willing to discuss avoiding the ex parte if the parties can agree to a joint stipulation regarding the posting of the notices, along with a declaration under penalty of perjury from the Director and General Manager of LA Sanitation, attesting that the City 1) will not post any notices stating its intention to remove and/or destroy bulky items, and 2) will not remove and/or destroy any items stored in public based solely on the size of the item.

Please let us know by the end of the day how you wish to proceed. I can be reached at 213-640-3983 if you have any questions or want to discuss the matter further.

Sincerely,

A handwritten signature in cursive script, appearing to read "S. Myers".

Shayla Myers
Legal Aid Foundation of Los Angeles

Benjamin Herbert
Kirkland & Ellis LLP

Michael Onufer
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